

S Finance Committee Amendment No. 3

Amendment No. 3 to SB4213

**McNally
Signature of Sponsor**

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 4213*

House Bill No. 4219

by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. Appropriations made to the Department of Health are reduced by:

- (a) \$686,800 for Nurse Triage; and
- (b) \$90,000 for Strike Out Stroke.

The commissioner of finance and administration is authorized to make necessary adjustments to effectuate the provisions of this section.

AND FURTHER AMEND by deleting the following language under the heading "Improvement Reductions" above:

Item _____. From the appropriations in Section 1 of this act, there is hereby appropriated \$18,000,000 from the real estate transfer tax, to be allocated to the following programs, as authorized by Tennessee Code Annotated, Section 67-4-409:

- a) To the 1986 Wetland Acquisition Fund \$ 7,313,100
- b) To the Local Parks Land Acquisition Fund \$ 3,936,900
- c) To the State Lands Acquisition Fund \$ 3,375,000
- d) To the Agricultural Resources Conservation Fund \$ 3,375,000

This Item is subject to the provisions of Senate Bill No. 4173 / House Bill No. 4129 amending Tennessee Code Annotated, Section 67-4-409 and allowing a general fund allocation from the real estate transfer tax becoming law.

and by substituting instead the following:

Item _____. From the appropriations in Section 1 of this act, there is hereby appropriated \$6,075,000 from the real estate transfer tax, to be allocated to the following programs, as authorized by Tennessee Code Annotated, Section 67-4-409:

a) \$6,000,000 to the 1986 Wetland Acquisition Fund, of which \$400,000 shall be used for payments in lieu of taxes; and

b) \$75,000 to the State Lands Acquisition Fund, all of which shall be used for payments in lieu of taxes.

This Item is subject to the provisions of Senate Bill No. 4173 / House Bill No. 4129 amending Tennessee Code Annotated, Section 67-4-409 and allowing a general fund allocation from the real estate transfer tax becoming law.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. It is the legislative intent to recognize additional reversions, from non-executive branch sources, in fiscal year 2008-2009 according to the following schedule:

Legislature	\$	1,400,000
Fiscal Review Committee	\$	68,500
Attorney General and Reporter	\$	500,000
District Attorney Generals Conference	\$	400,000
Secretary of State	\$	957,000
District Public Defenders Conference	\$	190,000
Comptroller of the Treasury	\$	2,000,000
Administrative Office of the Courts	\$	500,000
Tennessee Regulatory Authority	\$	200,000

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____.

Item 1. From funds available in the statutory reserve fund created in Tennessee Code Annotated, Section 4-31-108, the commissioner of finance and administration, with the consent of the comptroller of the treasury, is authorized to transfer the sum of \$500,000 to the general fund.

Item 2. From funds available in the state loans program fund the commissioner of finance and administration, with the consent of the comptroller of the treasury, is authorized to transfer the sum of \$900,000 to the general fund.

Item 3. The comptroller of the treasury, with the approval of the commissioner of finance and administration, is hereby authorized to transfer any excess loan repayments attributable to community provider loans to the general fund.

Item 4. In addition to, and as a supplement to, any authority under existing law, the Tennessee local development authority is hereby authorized to recover direct and indirect costs of administering loans made under the revolving loan programs authorized by the provisions of Title 68, Chapter 221; provided, however, administrative charges shall not exceed fifteen basis points of the outstanding balance of any such loan annually. Any revenue collected pursuant to this provision shall be used by the authority to offset its administrative costs.

Item 5. There is hereby appropriated a sum sufficient not to exceed \$5,000 from funds available to the Tennessee housing development authority to the division of bond finance in the office of comptroller of the treasury to offset the division's expenses related to the programs and activities of the Tennessee housing development authority.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____.

Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$190,000 to the department of health for the sole

purpose of making a grant in such amount to the Men's Health Awareness Network.

Prior to April 1, 2009, the comptroller of the treasury shall audit the activities and expenditures of the network and shall file findings and recommendations with the finance, ways and means committees of the senate and the house of representatives.

Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$162,800 to the department of health for nutrition services education and public information.

Item 3. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$424,000 to the department of health for dental health clinical services.

Item 4. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 to the U.T. Health Science Center Genome Research Project.

Item 5. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$450,000 for the sole purpose of providing first-year debt service for SB 2626 / HB 2449 for the purpose of funding the purchase of biocontainment lab equipment for the U.T. Health Science Center, provided such bill becomes law.

Item 6. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$350,000 (non-recurring) to the Tennessee housing development agency for programs and operational expenses.

Item 7. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to TennCare for the sole purpose of making a grant in such amount to the department of children's services for CPORT (Children's Program Outcome Review Team).

Item 8. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$862,900 to the department of children's services for the sole purpose of CPORT (Children's Program Outcome Review Team). The

commissioner of finance and administration is authorized to make necessary adjustments to effectuate this item and shall not reduce authorized full-time positions of the commission on children and youth by seventeen (17).

AND FURTHER AMEND by deleting Item 16 of the first unnumbered section under the heading "Additions to Budget" above, which provides as follows:

Item 16. To the Department of Finance and Administration for capital outlay purposes in the following amounts (non-recurring) to provide for February 2008 storm damage:

- a) \$1,250,000 for the Wynnewood state historic site in Castalian Springs; and
- b) \$500,000 for radio tower damage in the Department of Safety.

AND FURTHER AMEND by deleting Item 13 of the first unnumbered section under the heading "New Legislation – Administration Bills" above, which provides as follows:

Item 13. To the Secretary of State, \$20,000 (non-recurring) for House Joint Resolution 1022, to print notice of the proposed constitutional amendment relative to the powers and duties of the governor during a temporary disability.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____.

Item 1. Notwithstanding any other provision of this act to the contrary, in addition to all other appropriations made by the provisions of this act, there is appropriated the sum of \$19,683,600 for the purpose of funding a one-time, flat-rate salary bonus of \$400 for state employees and employees of public higher education. It is the legislative intent that such employees shall receive the salary bonus authorized by this item on or about October 1, 2008; that such bonus shall be paid in addition to all other compensation increases appropriated by any other provision of this act; and that amounts paid under this item shall be included as earnable compensation for retirement purposes. This item does not apply to employees in positions which come under the provisions of a statutorily mandated pay plan if the employees who come under the provisions of a

statutorily mandated plan are to be paid in accordance with the provisions of such statutory plan. This item does not apply to state employees and employees of public higher education with less than three (3) years of creditable state service as of October 1, 2008.

Item 2. Notwithstanding any provision of this act to the contrary, in addition to all other appropriations made by the provisions of this act, there is appropriated the sum of \$24,627,600 for the purpose of funding a one-time, flat-rate bonus for all licensed personnel within local education agencies for fiscal year 2008-2009. It is the legislative intent that each person eligible for such bonus shall receive an equal share. The Commissioner of Education shall develop a plan for distribution of such amount to achieve this intent, with such plan subject to approval of the Commissioner of Finance and Administration. It is further the legislative intent that such bonus shall be paid on or about October 1, 2008; that such bonus shall be paid in addition to all other compensation increases appropriated by any other provision of this act; and that amounts paid under this item shall be included as earnable compensation for retirement purposes.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____.

Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$408,000 for the sole purpose of providing first-year debt service for SB 2626 / HB 2449 for the purpose of funding two (2) additional priority capital maintenance projects for the Tennessee Board of Regents, provided such bill becomes law.

Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$4,600,000 (non-recurring) for the sole purpose of maintaining the employer matching contribution at a maximum level of

fifty dollars (\$50.00) per month for each employee authorized to participate in the state employee 401(k) program pursuant to § 8-25-303.

Item 3. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,500,000 (non-recurring) to the Department of Labor and Workforce Development, division of adult education to be used for adult education instructional tutors and GED testing.

Item 4. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to the Department of Finance and Administration for distribution to the appropriate entities for the sole purpose of implementing Senate Bill 3152 / House Bill 3406, Senate Bill 1162 / House Bill 261, Senate Bill 2866 / House Bill 2743, Senate Bill 219 / House Bill 164, Senate Bill 1054 / House Bill 852, Senate Bill 3379 / House Bill 3200, Senate Bill 3689 / House Bill 3034, Senate Bill 2576 / House Bill 2495, Senate Bill 3058 / House Bill 2788, Senate Bill 2815 / House Bill 2761, Senate Bill 1566 / House Bill 1875, Senate Bill 2697 / House Bill 2804, Senate Bill 2399 / House Bill 2808, Senate Bill 3946 / House Bill 3725, Senate Bill 3120 / House Bill 2776, Senate Bill 784 / House Bill 1921, Senate Bill 3001 / House Bill 2450, Senate Bill 4011 / House Bill 3903, Senate Bill 2554 / House Bill 3418, Senate Bill 3840 / House Bill 3386, Senate Bill 2720 / House Bill 3410, Senate Bill 2718 / House Bill 2733, House Joint Resolution 909, Senate Bill 3565 / House Bill 2615, Senate Bill 2574 / House Bill 2493, Senate Bill 2762 / House Bill 2722, Senate Bill 2788 / House Bill 2687, Senate Bill 1172 / House Bill 957, Senate Bill 4075 / House Bill 4053, Senate Bill 2803 / House Bill 2515, Senate Bill 2608 / House Bill 2486, Senate Bill 2573 / House Bill 2560, Senate Bill 3472 / House Bill 2977, Senate Bill 3280 / House Bill 3637, Senate Bill 3791 / House Bill 3436, Senate Bill 3836 / House Bill 2633, Senate Joint Resolution 662, House Resolution 325, Senate Bill 3342 / House Bill 4141, House Joint Resolution 1239, House Joint Resolution 1335, Senate Joint Resolution 1106, House Joint Resolution 1399, House Joint

Resolution 1384, Senate Bill 3126 / House Bill 3297, House Resolution 390, Senate Bill 2973 / House Bill 2765, Senate Bill 4012 / House Bill 3936, Senate Bill 2620 / House Bill 2586, Senate Bill 3499 / House Bill 2990, Senate Bill 3804 / House Bill 3511, Senate Bill 2716 / House Bill 2794, Senate Bill 2809 / House Bill 2975, Senate Bill 3595 / House Bill 3753, Senate Bill 3617 / House Bill 3354, Senate Bill 771 / House Bill 71, if such bills and resolutions become law. It is the legislative intent that if funding is earmarked for such implementation in such bills or resolutions that the funds appropriated in this item be reduced accordingly.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____.

Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$20,000 to the Department of Finance and Administration for the sole purpose of making a grant in such amount to West Tennessee Family Solutions, to be used for defrayal of capital expenditures benefiting the Good Life Center day program for mentally retarded citizens.

Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$90,000 to the Department of Finance and Administration for the sole purpose of making a grant in such amount to The Pink Palace Museum in Memphis, to be used for creating a museum curator program in partnership with the University of Memphis, U.T. Martin and the U.T. Science Center.

Item 3. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$95,000 to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the National Institute for Law and Equity in Memphis, to be used for programs and services addressing childhood maltreatment and pathways to delinquency.

Item 4. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to the Tennessee arts commission for the sole purpose of making a grant in such amount to the Stax Museum in Memphis, to be used for acquisitions, operating expenses, and other improvements.

Item 5. Notwithstanding any provision of this act or prior general appropriations acts to the contrary, any funds appropriated to the Edison Project which are not contractually obligated on the effective date of this item shall not be obligated or expended by such program. Any such funds not contractually obligated on such date shall be transferred to the department of finance and administration. There is appropriated any additional funds necessary in addition to such transferred funds to such department to implement a weekly pay period program which was initially included in the Edison Project. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it.

Item 6. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$136,300 to the department of health for the sole purpose of making a grant in such amount to St. Jude Hospital in Memphis, to defray, in whole or in part, the expenses of patients and their families who are citizens and residents of Tennessee in traveling to and from St. Jude Hospital. Such payments shall be administered by the hospital and shall be made on the basis of need. Such patients, or their families, requesting assistance from these funds shall supply such documents supporting need and travel expenses as the hospital may require.

Item 7. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$15,000 to the department of finance and administration for the sole purpose of making a grant in such amount to Little River Water Shed Association, to be used for programmatic and operational expenses.

Item 8. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 to the department of finance and administration for the sole purpose of making a grant in such amount to A Secret Safe Place for Newborns of Tennessee, Inc., to be used for programs, services and operational expenses.

Item 9. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$21,500 to the Tennessee Historical Commission for the sole purpose of the continuation of the historical interpretation pilot project for interpretation of properties listed on the National Register of Historic Places in Henderson County, including trail development. It is the intent of the General Assembly that such funds be distributed to the same property funded in Section 12, Item 19, of Chapter 603 of the Public Acts of 2007.

Item 10. It is the legislative intent that the budget proposed by the Governor for fiscal year 2009-2010 include sufficient funds to plan, develop and implement a statewide wireless interoperable communications system. Such a system could be accessed and used at the state and local levels to enable government to respond to any threat to the safety and security of Tennessee citizens in a more effective and expeditious manner as envisioned by Executive Order 49 signed the 29th day of August 2007. It is also the legislative intent that all available federal funds should be captured as expeditiously as possible to mitigate additional state revenue requirements for this project and the wireless interoperable communication system be given priority on all federal funds available for such purpose. It is further the legislative intent that the Commissioner of Finance and Administration, in consultation with the Comptroller of the Treasury, the Speaker of the Senate and the Speaker of the House of Representatives, is hereby authorized to expend any available fiscal

year 2008-2009 funds included in this act to plan, develop and implement a statewide wireless interoperable communications system.

Item 11. In the fiscal year ending June 30, 2008, any unexpended funds from the non-recurring appropriation made in Section 12, Item 33, of Chapter 603 of the Public Acts of 2007, for an annual health summit of minority communities shall not revert to the general fund and are hereby reappropriated to the same entity for the same purpose in the fiscal year beginning July 1, 2008.

Item 12. In the fiscal year ending June 30, 2008, any unexpended funds from the non-recurring appropriation made in Section 12, Item 82, of Chapter 603 of the Public Acts of 2007, for implementing a mental health public awareness and education campaign shall not revert to the general fund and are hereby reappropriated to the same entity for the same purpose in the fiscal year beginning July 1, 2008.

Item 13. In addition to any other funds appropriated by this act, there is appropriated the sum of \$50,000 to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Civil Rights Museum to be used for programs and operations.

Item 14. From the funds appropriated to the department of education, there is earmarked the sum of \$17,290 for the sole purpose of reimbursing a local board of education for early childhood education expenses.

Item 15. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$68,000 to the Board of Probation and Parole for the sole purpose of making a grant in such amount to Project Return, to be used to provide direct services to adult offenders and ex-offenders preparing for release or returning to the community.

Item 16. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,500 to the Tennessee Historical

Commission for the sole purpose of manufacturing and erecting a historical marker at the Cowan Railroad Museum in Franklin County.

Item 17. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 to the Administrative Office of the Courts for the sole purpose of making a grant in such amount to establish a victim restitution pilot project for individuals defrauded in Knox County through the purchase of cemetery plots or other cemetery services. Such pilot program shall be administered by the Clerk and Master of the Chancery and Probate Court of Knox County.

Item 18. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 (non-recurring) to the Tennessee Arts Commission for the purpose of establishing a performing arts facility grant pilot project. It is the legislative intent that the Tennessee Arts Commission make at least one grant for construction, improvements or renovations of an existing performing arts facility in fiscal year 2009.

Item 19. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 to the department of finance and administration for the sole purpose of making a grant in such amount to Mississippi River Corridor - Tennessee, to be used for programs and operational expenses.

Item 20. Notwithstanding any provision of this act to the contrary, if any funds are required in addition to the original contract bid amount for any services contract negotiated by or bid through the department of finance and administration, whether due to change orders, amendments, modifications to services required or any other circumstance, the commissioner of finance and administration shall notify the chairs of the finance ways and means committees of the additional amounts required.

Item 21. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 to the Department of Education for the sole purpose of making a grant in such amount for one public high school security fencing pilot program including, but not limited to, acquisition, installation and associated costs of security fencing.

Item 22. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$75,000 to the University of Tennessee for the new Center for Public Policy, to be used for programs and operations.

Item 25. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the department of education for the sole purpose of public television grants-in-aid.

Item 26. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to the Department of Mental Health and Developmental Disabilities for the sole purpose of making a grant in such amount to Wellness Center for AIM Center for the Mentally Ill, for programs and operational expenses.

Item 27. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to the administrative office of the courts for the sole purpose of making grants to victim-offender mediation centers for stabilization and expansion of mediation services in the Upper Cumberland region.

Item 28. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Project Safe Neighborhoods Initiative, Jackson, TN, for programs and operational expenses.

Item 29. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$75,000 to the Department of Finance

and Administration for the sole purpose of making a grant in such amount to In Full Motion, Inc., Nashville, for programs and operational expenses.

Item 30. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,000 (non-recurring) to the Tennessee Wars Commission for the sole purpose of battlefield preservation, battlefield monuments and markers, and battlefield educational materials.

Item 31. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Ned McWherter Center for Rural Development for low-income students.

Item 32. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$25,000 to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Metropolitan/Davidson County Drug Court, to be used for programs and operational expenses.

Item 33. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 to the department of human services for the sole purpose of making a grant in such amount to Memphis Food Bank, to be used for acquiring, handling, and transporting food to feed the hungry.

Item 34. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 to the Tennessee Arts Commission for the sole purpose of making a grant in such amount to Community Arts Development of Dickson County, Inc., for programs and operational expenses.

AND FURTHER AMEND by adding the following paragraph to the end of Item 1 of the first unnumbered section under the heading "Base Reductions" above:

To the extent that employee reductions are required after implementation of the voluntary separation plan as provided by this item, it is the legislative intent that no reduction in force or layoff notices shall be distributed prior to January 1, 2009.

AND FURTHER AMEND by deleting the following language immediately preceding Item 1 of the first unnumbered section under the heading "Reserve-Taking" above:

and for that purpose such funds hereby are appropriated to the general fund:

and by substituting instead the following:

and for that purpose such funds hereby are appropriated to the general fund; provided however that a sum sufficient not to exceed \$100,000,000 shall not be transferred from such funds to the general fund until written notice is provided, or as otherwise required elsewhere in this act, relative to the contingency appropriation not to exceed \$100,000,000 for certain FastTrack projects; provided, further, that the sequence specified in this section may be repeated, to the extent necessary, in order to accomplish the purpose set forth herein; and provided, further, that the Commissioner of Finance and Administration shall provide written notice of transfers pursuant to this section to the chairs of the senate and house finance, ways and means committees at least three (3) business days prior to any such transfer:

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION ____.

Item 1. From the appropriation for the Agriculture Enhancement Program in Section 1, Title III-3, Item 3, Department of Agriculture, Market Development there shall be earmarked a sum sufficient to the boll weevil eradication program to ensure that the state appropriated producer assistance shall not be less than the fiscal year 2007-2008 level of seven dollars and fifty-five cents (\$7.55) per acre.

Item 2. From the reserve for alcohol drug addiction treatment in the department of health, there is hereby appropriated the sum of \$600,000 for the purpose of making

grants in the amount of \$300,000 each to the Davidson County drug court and to the Shelby County drug court, to be used for programmatic and operational expenses.

AND FURTHER AMEND by deleting the unnumbered section with reads as follows:

SECTION _____. Other provisions of this act to the contrary notwithstanding, the general assembly recognizes that extraordinary actions by the Commissioner of Finance and Administration may be required to achieve the overappropriation level provided herein, to manage the base budget reductions reflected in this act, and to fulfill the constitutional duty of state government to orderly close fiscal year 2008-2009. It, therefore, is the legislative intent that the Commissioner of Finance and Administration be authorized to defer and reduce expenditures and otherwise effect savings of funds appropriated herein; provided, however, that the authority granted by this section shall be exercised only insofar as permitted by law and in accordance with applicable law.

and by substituting instead the following:

SECTION _____. Other provisions of this act to the contrary notwithstanding, the general assembly recognizes that extraordinary actions by the Commissioner of Finance and Administration may be required to achieve the overappropriation level provided herein, to manage the base budget reductions reflected in this act, and to fulfill the constitutional duty of state government to orderly close fiscal year 2008-2009. It, therefore, is the legislative intent that the Commissioner of Finance and Administration be authorized to defer and reduce expenditures and otherwise effect savings of funds appropriated herein; provided, however, that the authority granted by this section shall be exercised only insofar as permitted by law and in accordance with applicable law and in accordance with the provisions of Section 24 and provided further that the authority granted by this section shall not extend to appropriations made under Section 1, Titles I and II herein.

AND FURTHER AMEND by adding the following language to Section 10 as a new, appropriately numbered item:

Item _____. From revenues derived from regulatory fees paid pursuant to Tennessee Code Annotated § 49-7-2014, there is hereby appropriated to the Tennessee Higher Education Commission the sum of \$430,000 for the addition of five (5) new full-time positions and related expenses to implement recommendations of the Joint Legislative Study Committee on Proprietary Schools and Career Colleges, to improve the regulatory process through the audit of and enhanced data reporting by institutions subject to the provisions of Tennessee Code Annotated Title 49, Chapter 7, Part 20. AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. Prior to the award or issuance of any grant or loan by the Energy Efficient Schools Council pursuant to the Energy Efficient Schools Initiative (SB 4039 / HB 4039), the proposed grant or loan must be reviewed and approved by the State Building Commission.

AND FURTHER AMEND by deleting Item 5 of the first unnumbered Section under the heading "Improvement Reductions" above, which provides:

Item 5. In Section 1, Title III-9, Item 2.1f., Education - Grants-In-Aid, reduced by \$1,000,000 (non-recurring). Grants of \$500,000 each to the Future Farmers of America and to the 4-H Foundation shall be earmarked from the appropriation in Section 1, Title III-3, Item 3, Agriculture for Agricultural Enhancement Fund.

and by substituting instead the following:

Item 5. In Section 1, Title III-9, Item 2.1f., Education - Grants-In-Aid, reduced by \$500,000 (non-recurring). Grants of \$250,000 each to the Future Farmers of America and to the 4-H Foundation shall be earmarked from the appropriation in Section 1, Title III-3, Item 3, Agriculture Marketing Fund.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____.

Item 1. In addition to any other funds appropriated by this act, there is appropriated the sum of \$500,000 (non-recurring) for the purpose of making grants of \$250,000 each to the Future Farmers of America and to the 4-H Foundation.

Item 2. In addition to any other funds appropriated by this act, there is appropriated the sum of \$2,250,000 (non-recurring) to the Agricultural Resources Conservation Fund.

AND FURTHER AMEND by deleting Item 15 of the first unnumbered Section under the heading "Base Reductions" above, which provides:

Item 15. In Section 1, Title III-3, Agriculture, reduced \$3,889,500 for boll weevil eradication. It is the legislative intent that an appropriation in the amount of \$3,889,500 for boll weevil eradication be earmarked from the appropriation for the Agricultural Enhancement Fund.

and by substituting instead the following:

Item 15. In Section 1, Title III-3, Agriculture, reduced \$3,889,500 for boll weevil eradication.

AND FURTHER AMEND by deleting the language "Commissioner of Finance and Administration" in the second sentence of Section 37 and by substituting instead the language "Commissioner of Finance and Administration or the Secretary of State".

AND FURTHER AMEND by deleting the language "Commissioner of Finance and Administration" in the third sentence of Section 37 and by substituting instead the language "Commissioner of Finance and Administration and the Secretary of State".

AND FURTHER AMEND by deleting the language "Commissioner of Finance and Administration." in the fourth sentence of Section 37 and by substituting instead the language "Commissioner of Finance and Administration or the Secretary of State, respectively, and expenditure and reporting requirements to the Secretary of State are adjusted accordingly to the fiscal year in which the funds are received by the grant recipient, notwithstanding any provision in the grant agreement to the contrary."